

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
Takeshi SAKAI et al. : Docket No. 00001/F-3511 PT-US
Serial No. 09/269,711 : Group Art Unit 1617
Filed April 5, 1999 : Examiner S. Wang
APOPTOSIS INDUCING AGENT :
THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEE FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975.

RULE 56 STATEMENT

Assistant Commissioner for Patents,
Washington, D.C. 20231

Sir:

Applicants have submitted herewith an International Preliminary Examination Report for the International Application (PCT/JP97/03997) upon which the present application is based.

Applicants note that four references (Documents 4-7) are newly cited in the International Preliminary Examination Report.

Document 4: Surette, Marc E. et al., Biochemistry, (1996) 35 (28), p. 9187-96
Document 5: Boggs, Kevin P. et al., J. Biol. Chem., (1995), 270 (19), p. 11612-18
Document 6: Jayadev, S., et al., J. Biol. Chem., (1995), 270 (5), p. 2947-52
Document 7: Robertson, Noreen M. et al., Cancer Res., (1995), 55 (3), p. 548-56

However, it is the conclusion of the Examiner that Documents 4-7 neither describe nor suggest the inventions disclosed in claims 1, 3-9 and 11-16 of the International Application.

Applicants respectfully request that these newly cited references be made of record in the present application file.

Respectfully submitted,

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